

PUBLIC HEARINGS

August 23, 2010

Public Hearings were held on Monday, **August 23, 2010**, at 8:00 p.m., in the Assembly Room, Berkeley County Administration Building, 1003 Highway 52, Moncks Corner, South Carolina, to solicit public comment, written or oral, on **Bills Numbered 10-24** to amend the County's Zoning Ordinance, **10-25 and 10-26** for rezoning classifications, and **10-27** calling for a referendum regarding alcoholic liquors.

Present: Mr. Daniel W. Davis, Chairman; Mr. Caldwell Pinckney, Jr., Council Member District No. 7, Vice Chairman; Mr. Phillip Farley, Council Member District No. 1; Mr. Timothy J. Callanan, Council Member District No. 2; Mr. Robert O. Call, Jr., Council Member District No. 3; Mrs. Cathy S. Davis, Council Member District No. 4; Mr. Dennis L. Fish, Council Member District No. 5; Mr. Jack H. Schurlock, Council Member District No. 6; Mr. Steve C. Davis, Council Member District No. 8; Ms. Nicole Scott Ewing, County Attorney; and Ms. Barbara B. Austin, Clerk of County Council.

In accordance with the Freedom of Information Act, the electronic and print media were duly notified.

Chairman Daniel Davis called the meeting to order and stated there were four Public Hearings being held to solicit public comment, written or oral.

There were no written comments on the bills for Public Hearing.

Bill No. 10-24, an ordinance to **amend** and clarify certain sections of **Ordinance No. 01-08-35**, adopted August 27, 2001, Zoning and Development Standards Ordinance "**Berkeley County Zoning Ordinance**" and amending Ordinance Numbers 02-08-33, 02-12-58, 04-11-68, 05-03-08, 05-08-58, 06-09-63, 06-12-92 and 07-07-43, in regard to the regulation of Institutional Residential Land Uses and changes to the permitted Use Table.

Chairman Daniel Davis asked if there were any public comments. There being none, the Public Hearing was declared ended at 8:02 p.m.

Bill No. 10-25, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, regarding **Maxine Wittingham**, 1968 Cypress Campground Road, Ridgeville, **TMS #177-00-00-165**, (1.50 ± acres), **from GC, General Commercial District, to PDMU, Planned Development Mixed Use District**. Council District No. 7

Chairman Daniel Davis asked if there were any public comments. There being none, the Public Hearing was declared ended at 8:02 p.m.

Bill No. 10-26, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, regarding **Robert & Lori Hammond for Hammond Family, LLC**, located off Cypress Gardens Road behind the Par 3 Golf Course, Moncks Corner, **TMS #210-00-00-198**, (15.27 acres), **from HI, Heavy Industrial District and R-1, Single Family Residential District, to R-2R(F), Mobile Home Rural Farm Residential District**. Council District No. 6

Chairman Daniel Davis asked if there were any public comments. There being none, the Public Hearing was declared ended at 8:03 p.m.

Bill No. 10-27, an **ordinance** calling for a **referendum** authorizing South Carolina Department of Revenue to issue temporary permits to allow for the possession, sale and consumption of **alcoholic liquors** by the drink to bona fide non-profit organizations and business establishments authorized to be licensed for consumption-on-premises sales and to allow for the sale of beer and wine for off-premises consumption without regard to the days or hours of sale.

Chairman Daniel Davis asked if there were any public comments.

Mr. Kenny Drawdy: "Good evening; my name is Kenny Drawdy. I live at 246 Trestlewood Drive, Summerville, SC. We, as a people, live in a place where we're allowed as a people the freedom of choice – choices of where and how we worship – where we can choose to wear or not wear a helmet on a weekend motorcycle ride – where we have the choice as consumers of where and how to spend our money. We, as a free people, don't need government to tell us that we have to wear a helmet on that motorcycle ride and, as business owners, we have to ban smoking in establishments, and that we can only buy beer or wine on certain days. I, as an individual, have no right to impose my beliefs on you nor do you, as an individual, have the right to impose yours on myself or anybody else. I say these things as someone who chooses to wear a helmet when I ride, as someone who does not smoke, but does not believe that I have the right to tell a business that he must cater to me, and because, as a consumer, I can make the choice to take my business elsewhere if I don't like the environment being provided. Also, as someone who is a very moderate drinker and has never bought beer or wine on a Sunday, but feels that no one should have the authority to take away my right as a consumer to purchase something on a particular day. To Mr. Fish, whom I've seen out riding your motorcycle and having the freedom of choosing to enjoy that ride without a helmet would, of all people, understand and respect the right and personal freedom of individuals to make a choice of when they can buy a beer or have a glass of wine. So, I ask that you as a Council give us, the voters and individuals of Berkeley County, the chance to vote on what days we choose to buy a product of our choice. Thank you."

Chairman Daniel Davis: "Thank you."

Council Member Schurlknight: "Thank you."

Chairman Daniel Davis: “Is there anyone else who would like to address Council on Bill No. 10-27?”

There being none, the Public Hearing was declared ended at 8:06 p.m.

S/Barbara B. Austin, CCC
Clerk of County Council

September 27, 2010
Date Approved